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UNITED STATES DISTRICT COURT

FOR THE NORTHERN DISTRICT OF CALIFORNIA

INVITAE CORPORATION,

Plaintiff,

v.

OPTRAHEALTH, INC.,

Defendant.

Case No. 4:22-cv-00784-HSG

**STIPULATION TO EXTEND TIME FOR
DEFENDANT TO RESPOND TO
COMPLAINT, TO EXTEND TIME TO
SUBMIT CASE MANAGEMENT
STATEMENT, AND TO CONTINUE
INITIAL CASE MANAGEMENT
CONFERENCE; ORDER (as modified)**

Judge: Hon. Haywood S. Gilliam, Jr.
Complaint Filed: February 7, 2022

1 Plaintiff Invitae Corporation (“Plaintiff”) and Defendant OptraHealth, Inc. (“Defendant”),
 2 by and through their respective counsel, hereby stipulate and request that the Court grant a 30-day
 3 extension of time for Defendant to respond to the complaint from the current due date of April 20,
 4 2022 to May 20, 2022, to extend time for submitting the Case Management Statement currently due
 5 on May 3, 2022 to June 2, 2022, and to continue the currently scheduled Initial Case Management
 6 Conference set for May 10, 2022 to June 9, 2022 or later.

7 Good cause exists for the extensions and continuation:

8 1. The parties are currently engaged in continuing and active settlement discussions in
 9 an attempt to resolve the issues raised in the Complaint.

10 2. The parties have agreed to an extension of time for Defendant to respond to the
 11 Complaint to May 20, 2022 so that the parties may continue the settlement discussions. It would be
 12 more efficient and productive for the Court and the parties if the Initial Case Management
 13 Conference is continued to June 9, 2022 or later -- *after* Defendant files its responsive pleading.

14 3. The parties have not previously requested a continuance of the Initial Case
 15 Management Conference.

16 4. Therefore, the parties respectfully request that the time for Defendant to respond to
 17 the Complaint be extended to May 20, 2022, that the time for submitting the Case Management
 18 Statement be extended to June 2, 2022, and the Initial Case Management Conference be continued
 19 to June 9, 2022 or later.

20 Respectfully Submitted,

21 DATED: April 14, 2022

BRYAN CAVE LEIGHTON PAISNER LLP

22 By: /s/ K. Lee Marshall (w/ express permission)

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THE ZHEN LAW FIRM

DATED: April 14, 2021

By: /s/ Chris J. Zhen
Chris J. Zhen

Attorney for Defendant OptraHealth

ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED that Defendant's response to the Complaint is due by May 20, 2022, that the Case Management Statement is due by June 14, 2022, and the Telephonic Initial Case Management Conference is continued to June 21, 2022 at 2 p.m.

Dated: 4/15/2022



HON. HAYWOOD S. GILLIAM, JR.
UNITED STATES DISTRICT JUDGE